

TOBACCO DEBTS.

8. In case Security be taken for Payment of any Tobacco Debt, contracted before the 15th May 1747, to be paid in Inspected Tobacco; such Tobacco so secured to be paid shall be liable to a Deduction of one Fourth Part. And on Suit brought, the Plaintiff may be interrogated by the Court, in the same Manner, (*see above*, Art. 3,) by the Court, as where Security hath been taken for the Payment of Money, instead of Tobacco. *Ibid.* §. 128.

TOBACCO DUTIES.

1. Tobacco exported out of this Province is subject to a Duty of One Shilling Sterling per Hogshead, for the Support of Government. 1704, *ch.* 42. See *Support of Government*.

2. Persons having the Property or Disposal of Tobaccos in the upper Parts of the Province, who shall permit or connive at the carrying the same out of their Custody, in order to be carried over Land into *Pennsylvania*, before the Duties payable thereon (by the Statutes of *England* and Laws of this Province) are answered to the proper Officer, and a Certificate of such Payment, &c. obtained from such Officer; and the Owners, Purchasers, and Carriers of such Tobacco, and their Assistants and Abettors, shall forfeit 10 *l.* Sterling for every Hogshead, or every 400^{lb} Tobacco so carried, &c. One Half to the Informer, the other Half to the Support of Government. 1707, *ch.* 5.

TOBACCO-HOUSES.

Persons wilfully Burning Tobacco belonging to others, or any Tobacco-house having Tobacco therein, and their Aiders and Abettors, shall suffer Death as Felons without Benefit of Clergy. 1744, *ch.* 5, §. 3.

See *House-breaking*, 3.

TOBACCO INSPECTED.

1. All Tobacco, before Exportation, shall be brought to and inspected at some Public Warehouse appointed by this Act, and there Inspected according to this Act. 1763, *ch.* 18, §. 2.

2. No Tobacco shall be put on board, or received into any Ship or other Vessel, in order to be exported in Bulk; nor in any Hogshead, Cask or Case, unless the same shall have been inspected, and received or taken on board at some Public Warehouse, and at no other Place whatsoever. *Ibid.* §. 3.

3. Every Master, Mate or Boatswain, before the Ship or Vessel shall be permitted to take Tobacco on board, shall make Oath, &c. before the Naval Officer, and subscribe the same, that they will not permit any Tobacco to be taken on board, unless the same be packed in Hogsheads, &c. stamped by some Inspector, &c. And if the Master cause any other Person than his own Mate or Boatswain to come and take such Oath, he shall forfeit 4800^{lb} Tobacco. *Ibid.*

4. Any Master or Commander of a Ship or Vessel, taking, or suffering to be taken on board, any Tobacco not brought from a Public Warehouse, and stamped by a legal Inspector, shall forfeit 4800^{lb} Tobacco for every such Hogshead, Cask or Case of Tobacco; and all such Tobacco shall be forfeited. *Ibid.*

5. Persons undertaking to carry Tobacco for Hire, to or from Inspecting-houses, who shall take, or permit to be taken on board their Sloops, Boats, &c. any Tobacco in Bulk or Parcels, shall forfeit at the Rate of 240^{lb} Tobacco, for every 100^{lb} of such Tobacco, and the Tobacco shall be forfeited, and liable to Seizure by any Person whatsoever. And Masters of Ships, wherein any such Tobacco is found, are liable to the same Penalty, besides Forfeiture of the Tobacco. To be recovered if not exceeding 1200^{lb} Tobacco, before any Three Neighbouring Justices; and if above that Quantity, then in any Court of Record, together with Costs. Every Servant, Slave or other Person employed in navigating such Sloop, Boat, &c. who shall connive at or conceal the taking on board Tobacco in Bulk, shall,

TOBACCO INSPECTED.

by Order of any Single Magistrate, receive Thirty-nine Lashes: And if the Skipper of such Boat, &c. be a Servant, and unable to pay the Penalty, he, and every other Person under him, guilty of the same, shall suffer like corporal Punishment. And if such Servant be again trusted as Skipper, and be a second Time convicted, his Owner shall pay the above Penalty, and also forfeit 60^{lb} Tobacco for every Day such Servant shall be employed as Skipper of any Sloop or Boat to to him belonging.—But this shall not extend to prohibit the carrying of Tobacco by Water in Bulk, or in Hogsheads, &c. to Inspecting-houses, so as the same be not carried out of the Naval-Officer's District wherein made; nor Owners or Purchasers of Tobacco, to transport their Crops, or Purchases, in Hogsheads, &c. by Water, from one Place to another for the better managing, sorting, &c. thereof, before carrying the same to the Public Warehouses. *Ibid.* §. 4, 5.

6. If the Skipper of any Sloop, Boat, &c. intrusted with the conveying of Tobacco, shall Land any Hogshead, &c. at any other Place than at some Inspecting-house, (unless for the actual Preservation of such Tobacco, and thereafter, with all convenient Speed, to be carried to the Warehouse, or Ship, to which it was designed, without Imbezzlement,) or put the same on board any other Vessel; or shall, either before or after Inspection, fraudulently open any Hogshead, &c. and take thereout any Tobacco; he shall suffer by Whipping, Pillorying, and Paying the Four-fold, as in case of Felony. *Ibid.* §. 6, 7.

7. Inspected Tobacco, so damaged in its Carriage to the Ship, as that the Master will not receive it, shall immediately be carried to some Inspecting-house, and there separated; and the remaining good Tobacco to be Stamped by the Inspectors without Fee. *Ibid.* §. 8.

8. Inspectors shall carefully enter into their Books, the Marks, Numbers, Weight, and Tare, of all Tobacco by them viewed and stamped; and in what Ships laden. And shall, with every Craft-Load, send a List of the Marks, &c. of every Hogshead, to be given to the Master of the Ship in which it is to be put on board. And, if intended for several Ships, then to send distinct Lists of the Hogsheads to be put on board them respectively. Which Lists every Master of a Tobacco Ship shall lodge with the Naval-Officer before Clearance. And if the Ship for which intended, shall not be capable of Stowing the Tobacco contained in such Lists, then the Owner of the Tobacco may ship the same on board any other Ships, the Masters indorsing on such Lists, the Marks and Numbers of the Hogsheads by them taken on board, and giving Notice to the Inspectors of the Warehouse from whence brought. Or, if there be no other Ship to receive it, the Master of the Ship to whom sent, may put the Tobacco in the nearest Inspecting-house, giving Notice to the Inspectors who stamped the same. And then the Inspectors, to whom delivered, shall give a Receipt, and be answerable for the same to the Owner, without Fee. *Ibid.* §. 33.

9. No Skipper of any Craft shall take any Tobacco from an Inspecting-house, to be carried on board any Ship for Exportation, before he take the Oath prescribed in this Section, (*for which see the Act*), to be administered by the Inspector: On Penalty of 3200^{lb} Tobacco for every Hogshead taken on board before such Oath taken; One Half to the Informer, or Person Suing for the same; and the other Half towards defraying the Expences of the County in the Execution of this Act. *Ibid.* §. 34.

10. Masters of Tobacco Ships, shall, on Clearing, deliver to the Naval Officer, Three fair Manifests of the Tobacco on board, expressing the Marks, Numbers, &c. and make Oath that the same is a Just and True Account, &c. One of which Manifests shall be annexed by the Naval-Officer, to the Certificate or Clearance; another to be sent by him to the Chief Officer